

**UNITED STATES BANKRUPTCY COURT  
NORTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

In re:	)	Case No. 21-14025 (JPS)
	)	
MATTHEW VERNON JOHNSON,	)	Chapter 7
	)	
Debtor.	)	Judge: JESSICA E. PRICE SMITH

**OBJECTION OF TRUSTEE TO CLAIM OF NONIE PETERSON  
(Claim No. 5 – Priority Portion Only)**

Robert D. Barr, the Trustee herein (the “Trustee”), respectfully represents to the Court that the above-designated Claimant, Nonie Peterson (the “Claimant”), has filed a claim in the within case: Claim No. 5 in the amount of \$26,354.00 (“Claim No. 5”). Claim No. 5 asserts an unsecured claim in the sum of \$26,354.00, but also asserts priority status to the extent of \$3,025.00 pursuant to 11 U.S.C. § 507(a)(7) (consumer deposit priority).

The Trustee has no objection to the total amount of Claim No. 5. However, the Trustee represents that Claim No. 5 should not be allowed as filed for the following reasons:

1. Claim No. 5 should only be allowed as a general unsecured claim, based on the documentation attached to the proof of claim.

2. The assertion of priority is invalid, and should not be allowed. The basis for Claim No. 5 is money owed from the Debtor to the Claimant. There was no consumer deposit, or any other basis for priority status under 11 U.S.C. § 507(a)(7). The documents attached to the proof of claim do not support any priority status.

WHEREFORE, for the reasons stated above, the Trustee prays for an Order disallowing Claim No. 5 as filed, but allowing said claim as a general unsecured claim only, in the full requested sum of \$26,354.00.

Respectfully submitted,

/s/ Robert D. Barr

Robert D. Barr  
Chapter 7 Trustee (#0067121)  
1111 Superior Avenue East, Suite 1360  
Cleveland, Ohio 44114  
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### **CERTIFICATE OF SERVICE**

I certify that on August 19, 2022, a true and correct copy of the foregoing Objection of Trustee to Claim of Nonie Peterson (Claim No. 5) was served:

**Via the Court's Electronic Case Filing System on these entities and individuals who are listed on the Court's Electronic Mail Notice List:**

Robert D. Barr, Trustee, at [barr-trustee@koehler.law](mailto:barr-trustee@koehler.law)

William J. Balena, Attorney for Debtor, at [docket@ohbksource.com](mailto:docket@ohbksource.com)

United States Trustee at (registered address)@usdoj.gov

**And via regular U.S. mail, postage prepaid, at:**

Nonie Peterson  
2717 Monticello Lane  
Sandusky, Ohio 44870

Santander Consumer USA Inc.  
c/o Stewart, Zlimen & Jungers, Ltd.  
2860 Patton Road  
Roseville, MN 55113

/s/ Robert D. Barr

Robert D. Barr, Trustee